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3 THE HONORABLE RONALD B. LEIGHTON

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10 UNITED STATES DISTRICT COURT
11 WESTERN DISTRICT OF WASHINGTON
12 AT TACOMA

13 GRAYS HARBOR ADVENTIST
14 CHRISTIAN SCHOOL, a Washington non-
15 profit organization, et al.,

16 Plaintiffs,

17 vs.

18 CARRIER CORPORATION, a Delaware
19 corporation,

20 Defendant.

21 No. 05-05437 RBL

22 DEFENDANT'S MOTION AND ORDER
23 FOR LEAVE TO FILE SURREPLY

24 Note for Consideration: June 13, 2007
(CR 7(d)(2))

19 I. MOTION

20 Defendant Carrier Corporation moves for leave to file the attached Surreply

21 Regarding Plaintiff's Motion to Exclude Expert Testimony. Carrier requests leave so that it

22 may have an opportunity to advise the Court of its position regarding the request for

23 alternative relief that the Plaintiffs made in their reply, for the first time, i.e., to "allow

24 Plaintiffs to supplement their expert disclosures." (Pl. Reply at 2, 6).

DEFENDANT'S MOTION AND ORDER FOR
LEAVE TO FILE SURREPLY - 1

Case No. 05-05437 RBL

WILSON SMITH COCHRAN DICKERSON

A PROFESSIONAL SERVICE CORPORATION

1700 FINANCIAL CENTER, 1215 4TH AVENUE

SEATTLE, WASHINGTON 98161-1007

TELEPHONE: (206) 623-4100 FAX: (206) 623-9273

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3 DATED this 4th day of June, 2007.

4 WILSON SMITH COCHRAN DICKERSON

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6 By /s/ John M. Silk
7 John M. Silk, WSBA # 15035
of Attorneys for Defendant
8 Carrier Corporation

9 **II. ORDER**

10 Defendant Carrier is hereby granted leave to file the attached Surreply Regarding

11 Plaintiff's Motion to Exclude Expert Testimony.

12 DATED this 11th day of June, 2007.

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16 
17 Ronald B. Leighton

18 RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE

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20 Presented by:

21 WILSON SMITH COCHRAN DICKERSON

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23 By /s/ John M. Silk

24 John M. Silk, WSBA# 15035
Of Attorneys for Defendant

DEFENDANT'S MOTION AND ORDER FOR
LEAVE TO FILE SURREPLY - 2

Case No. 05-05437 RBL

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